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March 13, 2002

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Commissioner for Patents
Washington, D.C. 20231

Via Hand Carry To:
Examiner Karen A. Canella
Crystal Mall I, Bldg. 1911, 7th Floor Receptionist

Re: U.S. Utility Patent Appl. No. 09/263,689 Filed: March 5, 1999
For: **Galectin 9 Polypeptides**
Inventors: **Ni et al.**
Our Ref: **1488.0560002/EKS/ALS**

Sir:

Transmitted herewith for appropriate action are the following documents:

1. SKGF Cover Letter;
2. Second Preliminary Amendment; and
3. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Aaron L. Schwartz
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EKS/ALS/lam
Enclosures

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

NI *et al.*

Appl. No. 09/263,689

Filed: March 5, 1999

For: **Galectin 9 Polypeptides**

Confirmation No.: 2137

Art Unit: 1642

Examiner: Karen A. Canella

Atty. Docket: 1488.0560002/EKS/ALS

Second Preliminary Amendment

Commissioner for Patents
Washington, D.C. 20231

Sir:

In reply to the Office Action dated January 29, 2002, (PTO Prosecution File Wrapper Paper No.19), Applicants submit the following Amendment and Remarks. This Amendment is provided in the following format:

- (A) A clean version of each replacement paragraph/section/claim along with clear instructions for entry;
 - (B) Starting on a separate page, appropriate remarks and arguments.
- 37 C.F.R. § 1.111 and MPEP 714; and
- (C) Starting on a separate page, a marked-up version entitled: "Version with markings to show changes made."

It is not believed that extensions of time or fees for net addition of claims are required beyond those that may otherwise be provided for in documents accompanying this paper. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor (including fees for net addition of claims) are hereby authorized to be charged to our Deposit Account No. 19-0036.

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